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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ALBERT JOHN FREEMAN,

Plaintiff,

CASE NO: 13-cv-04179-JSW

vs.

**JOINT STIPULATION AND
[PROPOSED] ORDER TO CONTINUE
CASE MANAGEMENT CONFERENCE**

DELTA AIR LINES, INC.,

Defendant.

Judge: Hon. Jeffrey S. White
Courtroom 11. 19th Floor

COMMINS & KNUDSEN
PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

JOINT STIPULATION

WHEREAS, on September 23, 2013, the Court issued an Order Setting Case Management Conference and Requiring Joint Case Management Conference Statement (Dkt. 8), setting the Case Management Conference for December 13, 2013 at 1:30 p.m. in Courtroom 11, 19th Floor, Federal Building, 450 Golden Gate Avenue, San Francisco, California;

WHEREAS Due to a number of outstanding issues, Delta and Plaintiff believe that an adjournment of several weeks would be beneficial to achieving a more productive result at the eventual Case Management Conference. The reason for the request is that Delta has opened settlement discussions with Plaintiff's counsel. Unfortunately, because Plaintiff's principal has been out of the Country, Plaintiff's counsel has not been able to provide Delta with a comprehensive explanation of its infringement claims or relief sought. Accordingly, Delta is unable to determine if an early settlement is feasible or what type of schedule would be optimal under the facts of this case.

IT IS HEREBY STIPULATED and agreed that, to ensure that the Case Management Conference is as efficacious as possible, the parties request that the Court continue the December 13, 2013 Case Management Conference until at least **the latter part of January 2014.** This continuance would provide the parties with sufficient time to fully engage in settlement discussions, and position the case for either amicable resolution or a more efficient litigation.

IT IS SO STIPULATED

DATED: December 3, 2013.

COMMINS & KNUDSEN, P.C.

By: /s/ David H. S. Commins
David H.S. Commins
Attorneys for Defendant
and Counter-claimant
Delta Air Lines, Inc.

DATED: December 3, 2013.

JOHN W. CARPENTER

By: /s/ John W. Carpenter
John W. Carpenter
Attorney for Plaintiff
Albert John Freeman

COMMINS & KNUDSEN
PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

ATTORNEY ATTESTATION

As required by General Order 45, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from the signatories indicated by a conformed signature (/s/) within this e-filed document.

/s/ David H.S. Commins
David H.S. Commins

[PROPOSED] ORDER

8 PURSUANT TO STIPULATION AND GOOD CAUSE SHOWN, the parties'
9 joint request is GRANTED and the December 13, 2013, Case Management Conference is
10 continued and shall be held on January 24, 2014.

IT IS SO ORDERED.

Dated: December 4, 2013.

Jeffrey S. White

COMMINS & KNUDSEN
PROFESSIONAL CORPORATION
ATTORNEYS AT LAW